IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

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Priority Date(s) Claimed : 18 November 2003 (18.11.2003)

Applicant(s) (DO/EO/US) : Sylke KLEIN, et al.

Title: FUNCTIONAL PASTE

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

Timing and Fees

\boxtimes	Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:					
		within three months of the filing date of a national application other than a CPA under § 1.53(d);				
	\boxtimes	within three months of the actual filing date of the national phase of a PCT application; OR				
		before the mailing of a first substantive office action (including after filing of an RCE).				
	Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the specified in 37 C.F.R. § 1.97(b), but before the mailing date of:					
		a final rejection under 37 C.F.R. 1.113; termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2); OR a notice of allowance under 37 C.F.R. § 1.311; and				

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		is accompanied by:					
			the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR				
			a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).				
		37 C.F.R. § 1.97(d), this information disclosure statement is filed after the mailing of the following actions which have not been withdrawn:					
		a final	action under 37 C.F.R. § 1.113;				
		termin	ation of prosecution, e.g. Ex Parte Quayle, M.P.E.P § 609(B)(2);				
		OR a r	notice of allowance under 37 C.F.R. § 1.311;				
	AND	is filed o	on or before payment of the issue fee; AND is accompanied by:				
			tement as specified in 37 C.F.R. § 1.97(e) as set forth below, and the fee of 00 under 37 C.F.R. § 1.17(p).				
Staten	nents U	nder 37	C.F.R. 1.97(e)				
			Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or				
			No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.				
Cited	Materia	<u>ıls</u>					
		Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 12 ancestor application Serial No, on Form 892 by the Examiner and/or For 1449 by the applicant; see 37 C.F.R. § 1.98(d).					
	\boxtimes		s of materials listed but not attached were cited in an international search dated <u>January 25, 2005</u> .				
		Not re	equired by 37 CFR § 1.98.				
		Copie	s of the materials listed are attached (except for the foregoing).				

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<u>Non-English </u>	Language References						
\boxtimes	An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).						
	A foreign-language search report from a foreign patent office is provided, a pertinent parts are translated substantively below:						
	 X = document of particular relevance when it is taken alone Y = document of particular relevance when it is combined with another such document A = document defining the general state of the art O = non-written disclosure P = intercalated document T = document cited to understand the theory or principle underlying the invention E = patent document which has the benefit of a date earlier than the filing date and which was published only on or after this filing date D = cited in the application L = cited for another reason & = publication of member of same patent family 						
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Other Informa	ation						
	ees Due (If Any): ck for \$ covering the fee identified above is attached.						
□ Please	charge to Deposit Account No. 13-3402 \$ for the fee identified above						

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 \boxtimes The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

Anthony J. Zelano, Reg. No. 27,969

Attorney/Agent for Applicants

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Attorney Docket No.: MERCK-3161

Date: May 17, 2006

AJZ:ssr

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Substitute for form 1449A/PTO Complete if Known Application Number USNP of PCT/EP2004/011941 INFORMATION DISCLOSURE 22 October 2004 (22.10.2004) Filing Date STATEMENT BY APPLICANT First Named Inventor Sylke KLEIN, et al. инкложн 1793 Group Art Unit (use as many sheets as necessary) anknown N. Mai **Examiner Name** Sheet of Attorney Docket Number MERCK-3161

	U.S. PATENT DOCUMENTS						
Examiner Initials *	Cite No.1	U.S. Patent Document Kind Code² No.¹ Number (if known)		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY		
/n.m./	001	6,379,745	B1	KYDD, et al.	04-30-2002		
/n.m./	002	6,695,903	B1	KUBELBECK, et al.	02-24-2004		
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		P-18.			·		
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	FOREIGN PATENT DOCUMENTS							
		Foreign Patent Document				Date of Publication of	Pages, Columns, Lines, Where Relevant	
Examiner Initials*	Cite No.1	Office ³	Number⁴	Kind Code⁵ (<i>if known</i>)	Name of Patentee or Applicant of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear	Т ⁶
/n.m./	003	wo	03/003381	Α	JABLONSKI, ET AL.	01-09-2003		
/n.m./	004	DD	153 360	Α	SOBOLEV, ET AL.	01-06-1982		
/n.m./	005	wo	00/54341	Α	MERCK, ET AL.	09-14-2000		

Examiner Signature	/Ngoclan Mai/	Date Considered	11/21/2008

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached. Number refers to English language corresponding family member.